IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DR. RICHARD E. FISCHBEIN, M.D., individually and as the representative of a class of similarly-situated persons,

:

Plaintiff,

:

v.

CIVIL ACTION NO. 17-05601

THE OLSON RESEARCH GROUP,

INC., and John Does 1-12,

:

Defendants.

:

DEFENDANT THE OLSON RESEARCH GROUP, INC.'S MOTION TO DISMISS THE CLASS ACTION COMPLAINT

Pursuant to Federal Rule of Civil Procedure 12(b)(6), and for the reasons set forth in the accompanying Memorandum of Law, Defendant The Olson Research Group, Inc. ("Olson") respectfully moves this Court to dismiss all claims against it in Plaintiff Dr. Richard E. Fischbein, M.D.'s Class Action Complaint (Doc. No. 1) with prejudice. Defendant requests oral argument on its Motion.

Respectfully submitted,

/s/ Samantha L. Southall

Samantha L. Southall Patrick D. Doran

BUCHANAN INGERSOLL & ROONEY PC

Two Liberty Place

50 S. 16th Street, Suite 3200

Philadelphia, PA 19103

Telephone: (215) 665-8700

Fax: (215) 665-8760

samantha.southall@bipc.com patrick.doran@bipc.com

Dated: April 13, 2018 Counsel for Defendant The Olson Research Group, Inc.